

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS.

BOSTON REDEVELOPMENT AUTHORITY

ORDER OF TAKING

WHEREAS, the Boston Redevelopment Authority, in accordance with G.L. c. 121B and its predecessor statute G.L. c. 121, adopted and filed in the Suffolk County Registry of Deeds, Book 8195, page 523, an Order of Taking, dated March 28, 1968, concerning and describing the FENWAY URBAN RENEWAL AREA, all of the findings, determinations and descriptions set forth therein being incorporated herein by reference and made a part hereof; and

WHEREAS, the Boston Redevelopment Authority has deposited with the Mayor of the City of Boston security to his satisfaction for the payment of such damages as may be awarded in accordance with law to the owner or owners of said area, as required by G.L. c. 79, §40.

NOW THEREFORE BE IT ORDERED that the Boston Redevelopment Authority, acting under the provisions of said c. 121B, and all other authority thereunto enabling and pursuant to the applicable provisions of said c. 79, and of any and every power and authority to it, granted or implied, hereby takes for itself in fee simple by eminent domain, for the purposes hereinbefore set forth or referred to, the area or areas located in the City of Boston as hereinafter described in ANNEX A, together with any and all easements and rights appurtenant hereto, including the trees, buildings and other structures standing upon or affixed thereto, and including the fee, if any, in all public streets, highways and public ways in said area or areas or contiguous and adjacent to the property taken hereby, provided such fee is a part of said property, except any and all easements of travel in and to any and all public streets, highways and public ways in said area or areas or contiguous and adjacent thereto.

AND FURTHER ORDERED that in accordance with the provisions of the General Laws, awards are made by the Boston Redevelopment Authority for damages sustained by the owner or owners and all other persons including all mortgagees of record having any and all interest in each parcel described in ANNEX A and entitled to any damages by reason of the taking hereby made. The Boston Redevelopment Authority reserves the right to amend the award at any time prior to the payment thereof by reason of a change in ownership or value of said property before the right to damages therefor has become vested or for other good cause shown. The awards hereby made are set forth in ANNEX B which ANNEX B is not to be recorded in the Registry of Deeds with this Order of Taking.

AND FURTHER ORDERED that the Secretary of the Boston Redevelopment Authority have caused the corporate seal of the Authority to be hereto affixed and these presents to be signed in the name and behalf of the Boston Redevelopment Authority.

DATED: DEC 13 1979

BOSTON REDEVELOPMENT AUTHORITY

By:

John L. Fane

James L. Colbert

James R. Flaherty

James L. Coggin

ATTEST:

Karen Sullivan
Secretary of the Boston Redevelopment Authority

Approved as to Form:

Harold J. Carroll
Harold J. Carroll, Chief General Counsel *RIC*

ANNEX A
BOSTON REDEVELOPMENT AUTHORITY
FENWAY URBAN RENEWAL AREA
TAKING AREA DESCRIPTION

The following parcels of land are to be taken by this

Order of Taking:

Parcel 1: (29, 31 and 33 Symphony Road)

Land with building thereon, in Boston, Suffolk County, Massachusetts, numbered 29, 31 and 33 Symphony Road, being shown as Lots G, H and I on a Plan by George H. Sherman, dated May 29, 1918, recorded with Suffolk Deeds, Book 4089, page 441, bounded:

SOUTHERLY	by Symphony Road, (formerly Batavia Street) 77.65 feet;
WESTERLY	by land now or formerly of Bertha E. Arreno, 85 feet;
NORTHERLY	by Public Alley No. 818, 77.88 feet;
EASTERLY	by Lot F on said Plan, through a brick wall, 85 feet.

Containing 6,611 square feet, more or less.

Parcel 2: (30 Symphony Road)

Land with buildings thereon, situated in Boston, Suffolk County, Massachusetts, numbered 30 Symphony Road, being Lots A and E as shown on a Plan by William H. Whitney, C.E., dated October 11, 1888, and recorded in Suffolk Deed Book 1844, page 637, and bounded:

NORTHEASTERLY	by land now or formerly of Jesse Tirrell, 15.74 feet;
SOUTHEASTERLY	on the side of Symphony Road as shown on said Plan, 20 feet;
NORTHEASTERLY	again on Symphony Road, 11.65 feet;
SOUTHEASTERLY	on Lot B on said Plan, by a line through the middle of a brick partition wall, 80 feet;
SOUTHWESTERLY	through the middle line of a passageway, ten (10) feet wide, 26.77 feet;
NORTHWESTERLY	by land now or formerly of Mercantile Land Co., 100 feet.

Containing 2,477.6 square feet, more or less.

The owners of the parcels hereby taken are unknown.

ANNEX B

BOSTON REDEVELOPMENT AUTHORITY

FENWAY URBAN RENEWAL AREA

AWARD OF DAMAGES

No Awards are to be made with this Order of Taking.